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10 Attorneys for DIGITAL ENVOY, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

14 DIGITAL ENVOY, INC.,

15 Plaintiff/Counterdefendant,

16 v.

17 GOOGLE, INC.,

18 Defendant/Counterclaimant.
 19

Case No. C 04 01497 RS

**[PROPOSED] ORDER GRANTING
 LEAVE TO FILE AMENDED
 COMPLAINT AND RELIEF FROM CASE
 MANAGEMENT SCHEDULE**

20 Before the Court is plaintiff and counterdefendant Digital Envoy, Inc.'s Motion for Leave
 21 to File its Amended Complaint pursuant to Fed. R. Civ. P. 15(a) and for Relief from the Case
 22 Schedule Order pursuant to Local Rule 16-2(d).

23 GOOD CAUSE appearing, it is order that:

24 1. Plaintiffs Digital Envoy's Motion for Leave to File its Amended Complaint is
 25 GRANTED; plaintiff shall file the Second Amended Complaint within five court days of
 26 the entry of this Order.

27 2. The Case Management Scheduling Order shall be amended to provide that any
 28 amendments to the pleadings or the joinder of additional parties shall be complete on or before

1 **November 15, 2004.** All other deadlines and dates set in the Case Management Scheduling order
2 filed on August 27, 2004 remain.

3 DATED: October __, 2004
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By

The Honorable Richard Seeborg
United States Magistrate Judge

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